APPENDIX D

DETERMINATION OF NONSIGNIFICANCE AND SEPA CHECKLIST

WAC 197-11-970 Determination of nonsignificance (DNS).

DETERMINATION OF NONSIGNIFICANCE

Description of proposal: Interim cleanup actions at Unocal Edmonds Terminal. Cleanup actions for Detention Basin No. 1 and Southwest Lower Yard as described in "Work Plan for Detention Basin No. 1 and Southwest Lower Yard, Unocal Edmonds Terminal" dated April 22, 2003.

Proponent: Unocal Corporation Location of proposal, including street address, if any: 11720 Unoco Road, Edmonds, Washington 98020 Lead agency: Washington State Department of Ecology. The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030 (2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request. ☐ There is no comment period for this DNS. ☐ This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS. ☑ This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 30 days from the date below. Comments must be submitted by May 30, 2003 to: David L. South, Washington State Department of Ecology, 3190 160th Avenue SE, Bellevue, WA 98008 or dsou461@ecy.wa.gov. Indicate Unocal Edmond Comment in the envelope address or in the email subject line. Telephone: 425-649-7200 Responsible official: Steven M. Alexander Position/title: Section Manager, Northwest Regional Office Toxics Cleanup Program Phone: 425-649-7054 Address: 3190 160th Avenue SE, Bellevue, WA 98008 Date: May 1, 2003 (OPTIONAL) ☐ You may appeal this determination to (name) at (location) __ no later than (date) by (method) You should be prepared to make specific factual objections. Contact to read or ask about the procedures for SEPA appeals. ☑ There is no agency appeal.

ENVIRONMENTAL CHECKLIST

Purpose of checklist:

The State Environmental Policy Act (SEPA), chapter 43.21C RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An environmental impact statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help you and the agency identify impacts from your proposal (and to reduce or avoid impacts from the proposal, if it can be done) and to help the agency decide whether an EIS is required.

Instructions for applicants:

This environmental checklist asks you to describe some basic information about your proposal. Governmental agencies use this checklist to determine whether the environmental impacts of your proposal are significant, requiring preparation of an EIS. Answer the questions briefly, with the most precise information known, or give the best description you can.

You must answer each question accurately and carefully, to the best of your knowledge. In most cases, you should be able to answer the questions from your own observations or project plans without the need to hire experts. If you really do not know the answer, or if a question does not apply to your proposal, write "do not know" or "does not apply." Complete answers to the questions now may avoid unnecessary delays later.

Some questions ask about governmental regulations, such as zoning, shoreline, and landmark designations. Answer these questions if you can. If you have problems, the governmental agencies can assist you.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

Use of checklist for nonproject proposals:

Complete this checklist for nonproject proposals, even though questions may be answered "does not apply." IN ADDITION, complete the SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS (part D).

For nonproject actions, the references in the checklist to the words "project," "applicant," and "property or site" should be read as "proposal," "proposer," and "affected geographic area," respectively.

A. BACKGROUND

1. Name of proposed project, if applicable:

Model Toxics Control Act (MTCA) Interim Action at Unocal Edmonds Terminal

2. Name of applicant:

Unocal Corporation

3. Address and phone number of applicant and contact person:

Dr. Mark Brearley

425-640-7610

Unocal Corporation

PO Box 399, Edmonds, WA 98020

4. Date checklist prepared:

March 18, 2003

5. Agency requesting checklist:

WA Department of Ecology

6. Proposed timing or schedule (including phasing, if applicable):

Interim cleanup action for Detention Basin No. 1 and a portion of the "lower yard" of the Terminal is scheduled to begin June 2003.

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.

No other interim actions planned at this time. Additional MTCA remedial actions will be performed at the site as part of final site cleanup.

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.

Interim Action Report, Work Plan for Detention Basin No. 1 and Southwest Lower Yard, Unocal Edmonds Terminal. Prepared for Unocal Corporation by Maul Foster & Alongi, Inc. March 2003, in progress.

Remedial Investigation Report, Unocal Edmonds Bulk Fuel Terminal. Prepared for Unocal Corporation by Maul Foster & Alongi, Inc. June 2001.

Unocal Edmonds Bulk Fuel Terminal Wetland Study, Edmonds, Washington. Prepared for City of Edmonds Planning Division, February, 1995.

9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain.

None known.

10. List any government approvals or permits that will be needed for your proposal, if known.

City of Edmonds Grade and Fill Permit City of Edmonds Critical Areas Checklist WA Department of Ecology NPDES Permit

11. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.)

Pursuant to chapter 173-340 WAC, Model Toxics Control Act (MTCA), Unocal proposes to perform an interim remedial action to reduce potential threats to human health and the environment and to provide additional information for a feasibility study and subsequent design of a cleanup action for the site. Specifically, asphalt material and petroleum-contaminated soil will be removed from Detention Basin No. 1 and shipped off site for recycling, treatment, and/or disposal. Petroleum-contaminated soil from the Southwest Lower Yard will also be excavated and shipped off site for recycling, treatment and/or disposal.

The Unocal Edmonds Terminal is approximately 47 acres: the upper yard (former tank farm) is approximately 25 acres and the lower yard approximately 22 acres. Storm water Detention Basin No. 1 encompasses approximately 2.7 acres in the northern-most comer of the Terminal's lower yard. Asphalt material and petroleum-contaminated soil will be removed from the approximately 180-foot by 630-foot storm water detention basin. Up to 30,000 cubic feet of material may require removal, at excavation depths ranging from 6 to 8 feet. Water (consisting of detained storm water and groundwater) removed from the basin during excavation activities will be transferred to adjacent Detention Basin No. 2, the Terminal's oil/water separator, or to a holding tank for subsequent discharge pursuant to conditions of the Terminal's NPDES discharge permit.

An estimate 10,000 cubic yards of petroleum-contaminated soil will be removed from the southern end of the lower yard (Southwest Lower Yard). The excavation will be backfilled with clean imported fill and graded into the surrounding contours.

12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.

The Unocal Edmonds Terminal is located at 11720 Unoco Road in Edmonds, WA; Section 23, and the northwest quarter of the northeast quarter of Section 26, Township 27 North, Range 3 East, W.M., in Snohomish County, WA.

Site plan and vicinity map/topographic map are attached.

- B. ENVIRONMENTAL ELEMENTS
- 1. Earth
- a. General description of the site (circle one): Flat, rolling, hilly, steep slopes, mountainous, other

Lower yard is relatively flat; Detention Basin No. 1 has sloped berms surrounding the basin.

b. What is the steepest slope on the site (approximate percent slope)?

< 2% in lower yard

c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any prime farmland.

The site is underlain by fill, alluvium, and a sequence of glacial and pre-glacial deposits. In the lower yard, grade fill consists primarily of sand and gravel mixtures, with small amounts of silt. Finer grade fill is also present. It varies in composition, but generally consists of sand and silt mixtures with varying amounts of gravel, organic material and miscellaneous debris.

d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.

No.

e. Describe the purpose, type, and approximate quantities of any filling or grading proposed. Indicate source of fill.

See previous Item A. 11. project description for approximate quantities and areas involved. An estimated 10,000 cubic yards of clean, imported fill will be required to backfill the Southwest Lower Yard excavation. The surface will be roughly graded into surrounding contours. Source of fill is not yet identified.

f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.

Potential erosion during construction if work occurs during rainy periods. Erosion will be controlled per an erosion and sedimentation control plan.

g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?

Pavement and buildings currently cover approximately 8 % of the site. The interim action will not change this percentage; i.e., no additional imperious cover will be placed as part of the interim action.

h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any:

Prepare and implement an erosion and sedimentation control plan. Measures will include use of filter fabric fences, straw bale barriers, and storm drain inlet protection.

i. Air

a. What types of emissions to the air would result from the proposal (i.e., dust, automobile, odors, industrial wood smoke) during construction and when the project is completed? If any, generally describe and give approximate quantities if known.

During construction, dust, truck emissions, petroleum hydrocarbon odors, and odors associated with decaying organic matter (detention basin material) may be emitted. No anticipated emissions after project completion.

b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

None.

c. Proposed measures to reduce or control emissions or other impacts to air, if any:

Use of water spray as necessary to control dust during excavation, backfilling, and grading. Air monitoring to check petroleum hydrocarbon emissions.

- 3. Water
- a. Surface:
 - Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

Willow Creek runs along northeast, north and northwest property boundary (also the boundary of Detention Basin No. 1) and discharges into Puget Sound. Edmonds Marsh is located immediately to the northeast of the site and basin.

2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.

Excavation will occur adjacent to (but on the other side of the berm from) the Willow Creek drainage channel that runs along the northeast, north and northwest boundary of the detention basin.

3) Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.

As noted above, up to 30,000 cubic feet of material may require removal from Detention Basin No. 1. This basin was delineated as a disturbed, emergent wetland in a 1995 wetland study.

4) Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.

Detention basin water (consisting of detained storm water and groundwater) will be removed from Detention Basin No. 1 when necessary to accommodate excavation activities. Approximate quantity is not known.

5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

No.

6) Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.

Does not apply.

b. Ground:

1) Will ground water be withdrawn, or will water be discharged to ground water? Give general description, purpose, and approximate quantities if known.

See previous Item A. 11. project description regarding incidental withdrawal of basin water (which includes groundwater) from excavation. No water will be discharged to groundwater.

2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals...; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve.

Does not apply.

- c. Water runoff (including stormwater):
 - Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.

Storm water runoff is currently controlled and conveyed through the site via a system of catch basins, drain lines, pumps and two detention basins. Storm water runoff is ultimately discharged to Willow Creek pursuant to an NPDES permit. Upon completion of the Detention Basin No. 1 interim action, Detention Basin No. 1 will continue to be used as a storm water detention basin for use during heavy rainfall events that cannot be accommodated in the Terminal's Detention Basin No. 2.

2) Could waste materials enter ground or surface waters? If so, generally describe.

Basin water may enter surface water: Basin water removed during excavation activities will be discharged to Detention Basin No. 2, the oil/water separator, or to a holding tank for subsequent discharge to Willow Creek pursuant to conditions of the Terminal's NPDES permit.

d. Proposed measures to reduce or control surface, ground, and runoff water impacts, if any:

Impacts to storm water runoff will be controlled by timing of the construction activity (drier months), and use of the existing storm water collection system. An erosion and sedimentation control plan will be prepared and implemented. Should soil particulate still become entrained in storm water runoff, detention (settling) will be provided by Detention Basin No. 2 prior to discharge.

4. Plants

a.	Check	or circle types of vegetation found on the site:
	X	deciduous tree: alder, maple, aspen, other
		evergreen tree: fir, cedar, pine, other
	X	shrubs
		grass
		pasture
		- crop or grain
	X_	wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other
		- water plants: water lily, eelgrass, milfoil, other
_		- other types of vegetation

b. What kind and amount of vegetation will be removed or altered?

Small-diameter trees, shrubs and plants that are growing in Detention Basin No. 1 will be removed during excavation of the basin material.

c. List threatened or endangered species known to be on or near the site.

No threatened or endangered species identified on the site.

d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:

None.

5. Animals

a. Circle any birds and animals which have been observed on or near the site or are known to be on or near the site:

birds: hawk, heron, eagle, songbirds, other:
mammals: deer, bear, elk, beaver, other: otter.
fish: bass, salmon, trout, herring, shellfish, other: coho and chum salmon reported in Willow Creek; also cutthroat trout, sculpin and three-spined stickleback.

b. List any threatened or endangered species known to be on or near the site.

No threatened or endangered species identified on or near site, except bald eagle territory located primarily south of the site and extending into the south end of the site. Bald eagles are reported as nesting approximately 1 mile south of the Terminal.

c. Is the site part of a migration route? If so, explain.

Do not know.

d. Proposed measures to preserve or enhance wildlife, if any:

Removal of asphalt material and petroleum-contaminated soil from Detention Basin No. 1 is an enhancement.

6. Energy and natural resources

a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.

Does not apply.

b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.

No.

c. What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:

Does not apply.

7. Environmental health

a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste, that could occur as a result of this proposal? If so, describe.

Risk of exposure to construction workers (dermal contact, ingestion, inhalation) by dust, petroleum hydrocarbons, or petroleum hydrocarbon-contaminated soil. Risks to be controlled by site-specific health and safety plan, including dust control and air monitoring.

1) Describe special emergency services that might be required.

Medical facility services as necessary in case of worker exposures noted above.

2) Proposed measures to reduce or control environmental health hazards, if any:

Workers will have received Hazardous Waste Operations and Emergency Response (HAZWOPER) training. Workers will follow a site-specific health and safety plan, including use of protective clothing as required. Air monitoring with field instruments and visual monitoring of fugitive dust will be performed during the interim action.

b. Noise

1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?

Does not apply.

2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site.

Short-term noise associated with operation of heavy equipment to excavate and load/unload soil, material, and fill, and with truck traffic onto, around, and from the site. Expected hours of construction: 7:30 a.m. to 5:00 p.m., Monday through Friday. No long-term noise associated with the project.

3) Proposed measures to reduce or control noise impacts, if any:

Limit hours of work to daytime/business hours. Noise mitigated by substantial, unoccupied buffer properties.

8. Land and shoreline use

a. What is the current use of the site and adjacent properties?

Site is a former bulk fuel terminal. Current use is for office purposes only. Use of property to the north/northeast is open space (Union Oil Marsh); wooded to the south, adjacent the Southwest Lower Yard excavation area; Deer Creek Salmon Hatchery at the southeast corner of the site; State Route 104 and residential use to the east; and BNSF railway/Port of Edmonds marina to the west.

b. Has the site been used for agriculture? If so, describe.

No.

c. Describe any structures on the site.

Lower yard: three buildings, two sheds, one garage, one warehouse, two former truck loading racks, two detention basins, one oil/water separator.

d. Will any structures be demolished? If so, what?

One cinder block shed (approx. 6 feet by 12 feet) may require removal from the Southwest Lower Yard.

e. What is the current zoning classification of the site?

The lower yard is zoned MP (Master Plan) 2; the upper yard is zoned MP1.

f. What is the current comprehensive plan designation of the site?

Comprehensive plan designation is Master Plan Development. Guidelines from the Downtown Waterfront Plan suggest the lower yard as Waterfront Transportation and the upper yard as Multiple Family Use.

g. If applicable, what is the current shoreline master program designation of the site?

Does not apply.

h. Has any part of the site been classified as an "environmentally sensitive" area? If so, specify.

Detention Basin No. 1 was characterized in a 1995 study as a disturbed, emergent wetland. An eastern portion of the lower yard (along Willow Creek and part of the Edmonds Marsh was characterized as wetland. Portions of the upper yard were characterized as steep slope (>30%).

i. Approximately how many people would reside or work in the completed project?

Does not apply.

j. Approximately how many people would the completed project displace?

Does not apply.

k. Proposed measures to avoid or reduce displacement impacts, if any:

Does not apply.

 Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:

Project itself (interim remedial action) will increase compatibility with projected land uses.

9. Housing

a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.

Does not apply.

b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.

Does not apply.

c. Proposed measures to reduce or control housing impacts, if any:

Does not apply.

10. Aesthetics

a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?

Does not apply.

b. What views in the immediate vicinity would be altered or obstructed?

Does not apply.

c. Proposed measures to reduce or control aesthetic impacts, if any:

Does not apply.

11. Light and glare

a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

Does not apply.

b. Could light or glare from the finished project be a safety hazard or interfere with views?

Does not apply.

c. What existing off-site sources of light or glare may affect your proposal?

None.

d. Proposed measures to reduce or control light and glare impacts, if any:

Does not apply.

12. Recreation

a. What designated and informal recreational opportunities are in the immediate vicinity?

Does not apply.

b. Would the proposed project displace any existing recreational uses? If so, describe.

Does not apply.

c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:

Does not apply.

13. Historic and cultural preservation

a. Are there any places or objects listed on, or proposed for, national, state, or local preservation registers known to be on or next to the site? If so, generally describe.

None known.

b. Generally describe any landmarks or evidence of historic, archaeological, scientific, or cultural importance known to be on or next to the site.

None known.

c. Proposed measures to reduce or control impacts, if any:

None.

14. Transportation

a. Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on site plans, if any.

Site is served by State 104 and Pine Street.

b. Is site currently served by public transit? If not, what is the approximate distance to the nearest transit stop?

Does not apply.

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c. How many parking spaces would the completed project have? How many would the project eliminate?	
Does not apply.	
d. Will the proposal require any new roads or streets, or improvements to existing roads or streets, not including driveways? If so, generally describe (indicate whether public or private).	
Does not apply.	
e. Will the project use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.	
Does not apply.	
f. How many vehicular trips per day would be generated by the completed project? If known, indicate when peak volumes would occur.	
Does not apply.	
g. Proposed measures to reduce or control transportation impacts, if any:	
Does not apply.	
15. Public services	
a. Would the project result in an increased need for public services (for example: fire protection, police protection, health care, schools, other)? If so, generally describe.	
Does not apply.	
b. Proposed measures to reduce or control direct impacts on public services, if any.	
Does not apply.	
16. Utilities	
a. Circle utilities currently available at the site: electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system, other.	
b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.	
Does not apply.	
C. SIGNATURE The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.	
Signature: What Will FOR UNDCALD Date Submitted: 4/22/03	•••••
Date Submitted: 4/22/03	***************************************

D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS

(do not use this sheet for project actions)

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

Potential emissions of dust and petroleum hydrocarbon odors; production of noise from construction equipment, trucks. No increased discharge to water.

Proposed measures to avoid or reduce such increases are:

Air monitoring will be performed to monitor petroleum hydrocarbon emissions during the lower yard interim action. Visual monitoring of fugitive dust. Use of water spray as necessary to control dust during excavation, backfill and grading.

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

Will not affect fish or marine life. May affect (displace) birds, small mammals. Plants, shrubs and small-diameter trees will be removed from Detention Basin No. 1.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

None proposed.

3. How would the proposal be likely to deplete energy or natural resources?

Does not apply.

Proposed measures to protect or conserve energy and natural resources are:

Does not apply.

4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

Proposal will result in removal of a disturbed, emergent wetland within Detention Basin No. 1.

Proposed measures to protect such resources or to avoid or reduce impacts are:

None. Removal necessary so as to excavate asphalt material and petroleum-contaminated soil from the detention basin.

5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

Project itself (interim remedial action) will increase compatibility with projected land uses.

Proposed measures to avoid or reduce shoreline and land use impacts are:

Does not apply.

6. How would the proposal be likely to increase demands on transportation or public services and utilities?

Does not apply.

Proposed measures to reduce or respond to such demand(s) are:

Does not apply.

7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

No conflicts known. Per Army Corps of Engineers letter dated May 25, 1995, cleanup of the detention basin will not require Department of Army permits.